

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

NH Insurance Dept. Commissioner

v.

Case No. 05-cv-278-SM

Employers Insurance of Wausau

O R D E R

The motion to consolidate (Doc. No. 6) is denied. On or before November 28, 2005, the plaintiff shall file a motion for entry of judgment in Case No. 05-cv-239-PB. The motion shall note that the defendant has agreed to the entry of judgment in the above-referenced action in exchange for the plaintiff's agreement not to seek to execute the judgment until the matters raised in Case No. 05-CV-278-SM are finally resolved. The motion shall also note that defendant's counterclaim in Case No. 05-cv-239-PB shall be dismissed without prejudice.

SO ORDERED.

/s/Paul Barbadoro  
Paul Barbadoro  
United States District Judge

November 16, 2005

cc: Doreen F. Connor, Esq.  
Andrew R. Levin, Esq.  
Natasha Lisman, Esq.  
Peter C.I. Roth, Esq.